

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT

STORMWATER GENERAL PERMIT APPLICATION INSTRUCTIONS

for the

NOTICE OF INTENT (NOI) MUNICIPAL PERMIT APPLICATION FOR STORMWATER DISCHARGES

The application covers regulated small Municipal Separate Storm Sewer Systems (MS4s). (See definitions below) The need for permit coverage can be confirmed by contacting the Kansas Department of Health and Environment (Department). Submission of this application constitutes notice that the entity identified in Item 1 of this form agrees to comply with all applicable terms and conditions of the MS4 general permit.

Application Due Dates: For MS4s that have been designated as regulated under the NPDES stormwater permit program, and therefore require permit coverage, the municipality shall submit an application by **March 10, 2003**, or within 180 days after designation if such designation occurred after September 11, 2002. Note that the application should not be submitted before January 2003. This instruction form and the NOI application form may be reproduced.

Permit Fee: The first year permit fee is \$60. A check in the amount of \$60 made out to "KDHE Division of Environment" must be submitted with the application.

The subsequent annual permit fees will be established by future regulation. The present proposed draft regulation establishes future annual permit fees based on the most recent decennial census population of the entire municipality. The proposed schedule is as follows:

Fee	Population
\$185	0 - 19,999
\$500	20,000 - 39,999
\$1,000	40,000 - 59,999
\$1,500	60,000 - 79,999
\$2,000	80,000 - 99,999

Application Completeness: All items of the application must be completed accurately and in their entirety to the best ability of the applicant. One original copy of the completed application (no faxes) shall be submitted, with permit fee, to the following address:

Kansas Department of Health & Environment
Division of Environment
Technical Services Section
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367

If you have questions on completing this application, you may contact the Department at (785) 296-5537.

INSTRUCTIONS

- Item 1 - **Name and address of permit applicant and local contact:** Provide the name and address of the municipality applicant and indicate the type of municipality. Provide name, title, phone number and e-mail address of the individual who will function as the local contact. The local contact should be the municipal employee who is most knowledgeable about implementation of the stormwater management program.
- Item 2 - **Applicant hereby makes application for a permit to discharge stormwater into:** Identify the river basin(s) and subbasin(s) to which the MS4 discharges.
- Item 3 - **Location Map/Boundaries:** A location map for the municipality which illustrates the municipality boundaries (hard copy only) must be submitted. Maps should be folded to 8 1/2 x 11 inches.
- Item 4 - **Location in Urbanized Area:** Indicate the relation to the urbanized area.
- Item 5 - **Contract Services from other Municipalities for Implementation of BMPs:** Indicate whether such contract services are anticipated and provide Appendix A if you answer "yes".
- Item 6 - **Outline of Measurable Goals and BMPs Attachment:** The required attachment must be included with your application. The information must be accurate at the time of submittal. The attachment should simply outline the BMPs, measurable goals and intended implementation plans for a five year period. The outline of measurable goals and BMPs serves to confirm the applicant has identified reasonable BMPs and goals for implementation and therefore issuance of the general permit is justified. Actual permit compliance will subsequently be measured, in part, by comparing the accomplishments listed in the annual reports to the goals listed in the Stormwater Management Program (SMP) document.

The permit requires the SMP document be submitted to KDHE in the first year of permit coverage. The SMP document will address the measurable goals and BMPs in more detail and also identify both implementation methods and detailed schedules. However, as programs or contract service agreements identified in the application are more fully developed, changes can occur. The general permit will allow revision of the SMP document on an annual basis.

The measurable goals and BMPs attachment to the application shall include the following:

- a. BMP Implementation and Coverage: For each of the program areas (six minimum controls and applicable TMDL supplemental conditions), indicate, for years one through five, the following :
 1. Proposed BMPs.;
 2. Geographic area* the individual BMPs will be implemented within, e.g., within the urbanized area only, or within the entire jurisdiction of the municipality, or within the portion of jurisdiction of the municipality that drains to a specific lake or stream.
- b. Measurable Goals: The measurable goals for each of the BMPs, including a proposed schedule of compliance dates for each of the measurable goals. In general, goals and compliance dates should be included, at a minimum, for each year of permit coverage.

The various BMPs must be initiated as required by the following schedule:

- a. Prior to the date one year after the effective date of the permit, BMPs for the following stormwater program areas must be initiated:
 1. Public Education and Outreach.
 2. Public Participation and Involvement.
- b. Prior to the date two years after the effective date of the permit, BMPs for the following stormwater program areas must be implemented:
 1. Illicit Discharge Detection and Elimination.
 2. Pollution Prevention, Good Housekeeping for Municipal Operation.
 3. Any applicable TMDL supplemental conditions.
- c. Prior to the date three years after the effective date of the permit, BMPs for the following stormwater program areas must be implemented:
 1. Construction Site Stormwater Runoff Control.
 2. Post-Construction Stormwater Management.

* The geographic area of the municipality in which each program area and corresponding BMP will be implemented is based on the location of the municipality, the presence of any TMDL listed streams or lakes and the 305(b) listing of such streams or lakes. The table on the last page indicates permit requirements and area of permit coverage based on these three factors. Questions regarding specific municipalities may be addressed to the Municipal Programs Section of KDHE at (785) 296-5537.

PERMIT REQUIREMENTS AS DETERMINED BY MUNICIPALITY CONDITIONS

LOCATION, TMDL AND 305(b) STATUS		PERMIT REQUIREMENTS
1.	Municipality is outside of urbanized area. No TMDL listed stream or lake is present. No 305(b) listed stream or lake is present.	Permit includes six minimum requirements and does not include supplemental conditions. Permit covers entire municipality.
2.	Municipality is outside of urbanized area. A TMDL listed stream or lake is present. No 305(b) listed stream or lake is present.	Permit includes six minimum requirements and does not include supplemental conditions. Permit covers entire municipality.
3.	Municipality is outside of an urbanized area. A TMDL listed stream or lake is present The stream or lake is also 305(b) listed.	Permit includes six minimum requirements and includes supplemental conditions specific to the TMDL. Permit covers entire urbanized area.
4.	Municipality includes part of an urbanized area. No TMDL listed stream or lake is present. No 305(b) listed stream or lake is present.	Permit includes six minimum requirements and does not include supplemental conditions specific to the TMDLs. Permit covers urbanized area within the municipality.
5.	Municipality includes part of an urbanized area. A TMDL listed stream or lake is present. The stream or lake is not 305(b) listed	Permit includes six minimum requirements and does not include supplemental conditions specific to the TMDL. Permit covers urbanized area plus the area that drains to listed stream or lake within the municipality.
6.	Municipality includes part of an urbanized area. A TMDL listed stream or lake is present. The stream or lake is also 305(b) listed.	Permit includes six minimum requirements and includes supplemental conditions specific to the TMDL. Permit covers urbanized area plus the area that drains to listed stream or lake within the municipality.

Note: streams or lakes referenced as “305(b) listed” are identified in the most recent Kansas Water Quality Assessment (305(b) report) as impaired by Urban Runoff/Storm Sewers.